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Docket No.: 000166.2025-US02
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Henry R. Costantino et al.

Application No.: 10/688,059

Group Art Unit: 1654

Filed: October 17, 2003

Examiner: M. M. Cordero Garcia

For: MICROENCAPSULATION AND SUSTAINED
RELEASE OF BIOLOGICALLY ACTIVE
POLYPEPTIDES

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Enclosed are the following items for filing in connection with the above-referenced
Patent Application:

1. Response to Restriction Requirement;
2. Copy of Change of Correspondence Address filed November 8, 2006; and
3. Return receipt postcard.

The U.S. Patent and Trademark Office is requested to promptly change the
correspondence address for the above-captioned application in accordance with the attached
paper originally filed November 8, 2006.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted
to be filed or which should have been filed herewith (or with any paper hereafter filed in this

application by this firm) to our Deposit Account No. 50-0740, under Order No. 000166.2025-US02. A duplicate copy of this paper is enclosed.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefore (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 50-0740.

Dated: July 10, 2007

Respectfully submitted,

By


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Docket No.: 000166.2025-US02
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Henry R. Costantino et al.

Application No.: 10/688,059

Confirmation No.: 8156

Filed: October 17, 2003

Art Unit: 1654

For: MICROENCAPSULATION AND SUSTAINED
RELEASE OF BIOLOGICALLY ACTIVE
POLYPEPTIDES

Examiner: M. M. Cordero Garcia

RESPONSE TO RESTRICTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement set forth in the Office Action mailed June 12, 2007 (Paper No. 20070531), applicant hereby provisionally elects Group I, claims 1-17, for continued examination. In response to the election of species requirement, applicant provisionally elects the following: (i) poly(lactide-co-glycolide) polymer; (ii) exendin-4; and (iii) sucrose. This election is made with traverse, as explained in the Remarks section, which begins on page 2 of this paper. The listing of amended claims that reads on each species is also contained in the Remarks section of this paper.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 50-0740.